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Attorney for the United States

IN THE UNITED STATES DISTRICT COURT  
 FOR THE DISTRICT OF ALASKA

PAUL G. SHEARER	)	
	)	
Plaintiff,	)	
	)	
V.	)	3:03-cv-0263-CV-JKS
	)	(Consolidated)
UNITED STATES OF AMERICA,	)	
GALE NORTON, Secretary of the	)	
Interior, the DEPARTMENT OF	)	
THE INTERIOR, the NATIONAL	)	MOTION OF THE UNITED STATES
PARK SERVICE.	)	FOR ENLARGEMENT OF TIME
	)	
Defendants.	)	
	)	

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The United States of America, Dirk Kempthorne, Secretary of the Interior; the Department of the Interior; and the National Park Service, move the Court for an order granting them an enlargement of time to and including June 20, 2007, in which to file a response to the Second Amended Complaint (Docket Entry No. 114).

In support of the above motion, the United States shows:

1. Pursuant to the Order (Docket Entry No. 110), plaintiff Paul G. Shearer was granted leave to file a Second Amended Complaint. This order at 3 provides that the Government may present any objections to this complaint in a motion to dismiss.

The Second Amended Complaint (Docket Entry No. 114) was served on defendants on April 6, 2007. Defendants' response to this complaint was due April 20, 2007. Defendants moved for an enlargement of time to May 21, 2007, in which to file a response to that complaint. Motion of the United States for Enlargement of Time (Docket Entry No. 115).

2. Defendants have extensive specific objections it wishes to file to Second Amended Complaint. Given the extensive nature of Defendants objections, further additional time is needed to prepare and file the appropriate motion to dismiss. Since the filing of defendants' previous motion for enlargement of time, undersigned counsel has also been required to devote a substantial portion of his time to the action *Bering Strait Citizens for Responsible Resource Development et al. v. U.S. Army Corps of Engineers, et al.*, No. 3:07-cv-00057-RRB (D. Alaska). The plaintiffs in that action filed and served both a complaint and a motion for temporary restraining order and preliminary injunction on April 23, 2007. That unanticipated interruption has caused delay in the preparation of the response to plaintiffs' Second Amended Complaint.

Dated this 21<sup>st</sup> day of May, 2007.

s/ Dean K. Dunsmore  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 21<sup>st</sup> day of May, 2007, a copy of the foregoing Motion of the United States for Enlargement of Time together with a proposed Order were served by placing said copies in a postage prepaid envelope, addressed to that person at the place and address stated below, and by depositing said envelope and contents in the United States mail at Anchorage, Alaska.

Paul G. Shearer  
Kathryn A. McCready  
1532 Meadows Drive  
Lake Oswego, Oregon 97034

s/Dean K. Dunsmore  
Dean K. Dunsmore